

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

CRYSTAL O. DOWDELL AND
CHRISTOPHER B. DOWDELL
702 N. 5th Street
St. Joseph, MO 64501

Plaintiffs,

v.

SPIRIT COMMERCIAL AUTO
RISK RETENTION GROUP, INC.,
SERVE: Director of Insurance,
301 West High Street, Room 530
Jefferson City, MO 65101

and

SKYWAY SYSTEM, INC.
SERVE: LegalZoom.com, Inc.
100 W. Broadway, Suite 100
Glendale, CA 91210

Defendants.

Case No. _____

Division _____

PETITION

COME NOW Plaintiffs Crystal and Christopher Dowdell, by and through their attorneys, and for their cause of action against Defendants Spirit Commercial Auto Risk Rentention Group, Inc. and Skyway System, Inc., state and allege as follows:

Allegations Common To All Counts

1. Plaintiff Crystal Dowdell ("Crystal") is an individual who resides at 702 N. 5th Street, St. Joseph, Missouri 64501.
2. Plaintiff Christopher Dowdell ("Chris") is an individual who resides at 702 N. 5th Street, St. Joseph, Missouri 64501.

3. Defendant Spirit Commercial Auto Risk Retention Group, Inc. (“Spirit”) is a foreign insurance company, organized and existing under the laws of Nevada. Spirit is registered as a risk retention group operating in the State of Missouri and is subject to service of process through the Missouri Director of Insurance.

4. Defendant Skyway System, Inc. (“Skyway”) is a foreign corporation, organized and existing under the laws of California. Skyway’s registered agent for service of process is Legalzoom.com, Inc., located at 100 West Broadway, Suite 100, Glendale, California 91210.

5. At all times material hereto, Defendant Skyway was engaged in the business of interstate trucking and transportation of goods.

6. At all times material hereto, Defendant Spirit provided insurance coverage to Defendant Skyway, and was aware of Defendant Skyway’s operations as an interstate motor carrier.

7. Venue is proper in Jackson County pursuant to § 508.010 R.S.Mo.

8. On or about November 7, 2013, Plaintiffs Crystal and Chris sustained bodily injuries and damages in a motor vehicle collision (“the subject motor vehicle collision”) caused by the insurable negligence of Defendant Skyway in Platte County, Missouri.

9. On or about January 24, 2014, Plaintiffs Crystal and Chris filed a Petition for Damages for Personal Injury sustained in the subject motor vehicle collision against Defendant Skyway and its employee in the Circuit Court of Jackson County, Missouri, captioned Crystal O. Dowdell and Christoper B. Dowdell v. Skyway System, Inc., and Jose Roberto Alvarez, Case Number 1416-CV02112 (“Underlying Lawsuit”). A true and correct copy of said Petition is attached hereto as Exhibit 1, and is incorporated herein by reference.

10. On or about August 29, 2014, Division 1 of the Circuit Court of Jackson County, Missouri, entered Judgment in favor of Plaintiffs and against Defendant Skyway in the Underlying Lawsuit in the amount of \$1,200,000.00 ("Judgment"). A true and correct copy of said Judgment is attached hereto as Exhibit 2, and is incorporated herein by reference.

Equitable Garnishment

11. Plaintiffs incorporate the foregoing paragraphs by reference as though fully set forth herein.

12. The entire amount of \$1,200,000.00, awarded in the Judgment remains unpaid and owing more than thirty days after entry of said Judgment.

13. This action is brought pursuant to §379.200, R.S.Mo., more than thirty days after the entry of judgment in favor of Plaintiffs and said Judgment has become final.

14. In consideration of a stipulated premium, Defendant Spirit issued and delivered a policy of insurance or multiple policies of insurance ("Insurance Policy") to Defendant Skyway.

15. At all times material hereto, the Insurance Policy was in full force and effect at the time of the insurable negligence of the insured Defendant Skyway which resulted in the Judgment.

16. At all times material hereto, Defendant Spirit insured the liability of Defendant Skyway pursuant to the terms and conditions of the Insurance Policy.

17. At all times material hereto, the Insurance Policy was subject to an MCS-90 Endorsement For Motor Carrier Policies of Insurance for Public Liability Under Sections 29 and 30 of the Motor Carrier Act, such that no condition, provision, stipulation, or limitation contained in the Insurance Policy, or any endorsement thereon, or violation thereof, shall relieve Spirit from liability for payment of the final Judgment within the limits therein described.

18. At all times material hereto, Defendant Skyway complied with all terms and conditions and conditions precedent contained in the Insurance Policy.

19. The Insurance Policy provides coverage for the negligent acts of Defendant Skyway pursuant to the provisions of coverage contained in the Insurance Policy.

20. Defendant Spirit has failed to pay the sum equal to the underlying Judgment and/or the limits of the Insurance Policy in accordance with the Insurance Policy.


21. Plaintiffs, as judgment creditors of insured Defendant Spirit, are third-party beneficiaries who are entitled to enforce the Insurance Policy issued by Defendant Spirit.

22. By reason of the terms and provisions of the Insurance Policy, and by reason of the underlying Judgment entered against Defendant Skyway, Defendant Spirit is obligated to pay the entire Judgment in the amount of \$1,200,000.00, or the limits of the Insurance Policy if the limits of the Insurance Policy are less than \$1,200,000.00.

WHEREFORE, Plaintiffs pray for judgment against Defendant Spirit for the sum of \$1,200,000.00, plus Plaintiffs' costs herein expended, and for such other and further relief as the Court deems just and proper.

Respectfully Submitted,

DOLLAR, BURNS & BECKER, LC


 J.J. Burns MO Bar # 64758
 1100 Main Street, Suite 2600
 Kansas City, Missouri 64105
 (816)876-2600
 (816) 221-8763 (Fax)
 jjb@dollar-law.com

ATTORNEYS FOR PLAINTIFFS

**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
AT KANSAS CITY**

CRYSTAL DOWDELL ET AL

**PLAINTIFF(S),
VS.**

**CASE NO. 1516-CV19317
DIVISION 13**

**SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC. ET AL,
DEFENDANT(S).**

**NOTICE OF CASE MANAGEMENT CONFERENCE FOR CIVIL CASE
AND ORDER FOR MEDIATION**

NOTICE IS HEREBY GIVEN that a Case Management Conference will be held with the Honorable **CHARLES H MCKENZIE** on **18-DEC-2015** in **DIVISION 13** at **08:30 AM**. All Applications for Continuance of a Case Management Conference should be filed on or before Wednesday of the week prior to the case management setting. Applications for Continuance of a Case Management Conference shall comply with Supreme Court Rule and 16th Cir. R. 34.1. Continuance of a Case Management Conference will only be granted for good cause shown because it is the desire of the Court to meet with counsel and parties in all cases within the first 4 months that a case has been on file. All counsel and parties are directed to check Case.NET on the 16th Judicial Circuit web site at www.16thcircuit.org after filing an application for continuance to determine whether or not it has been granted.

A lead attorney of record must be designated for each party as required by Local Rule 3.5.1. A separate pleading designating the lead attorney of record shall be filed by each party as described in Local Rule 3.5.2. The parties are advised that if they do not file a separate pleading designating lead counsel, even in situations where there is only one attorney representing the party, JIS will not be updated by civil records department, and copies of orders will be sent to the address currently shown in JIS. Civil Records does not update attorney information from answers or other pleadings. The Designation of Lead Attorney pleading shall contain the name of lead counsel, firm name, mailing address, phone number, FAX number and E-mail address of the attorney who is lead counsel.

At the Case Management Conference, counsel should be prepared to address at least the following:

- a. A trial setting;
- b. Expert Witness Disclosure Cutoff Date;
- c. A schedule for the orderly preparation of the case for trial;
- d. Any issues which require input or action by the Court;
- e. The status of settlement negotiations.

MEDIATION

The parties are ordered to participate in mediation pursuant to Supreme Court Rule 17. Mediation shall be completed within 10 months after the date the case is filed for complex cases, and 6 months after the date the case is filed for other circuit cases, unless otherwise ordered by the Court. Each party shall personally appear at the mediation and participate in the process. In the event a party does not have the authority to enter into a settlement, then a representative of the entity that does have actual authority to enter into a settlement on behalf of the party shall also personally attend the mediations with the party.

The parties shall confer and select a mutually agreeable person to act as mediator in this case. If the parties are unable to agree on a mediator the court will appoint a mediator at the Case Management Conference.

Each party shall pay their respective pro-rata cost of the mediation directly to the mediator.

POLICIES/PROCEDURES

Please refer to the Court's web page www.16thcircuit.org for division policies and procedural information listed by each judge.

/S/ CHARLES H MCKENZIE

CHARLES H MCKENZIE, Circuit Judge

Certificate of Service

This is to certify that a copy of the foregoing was mailed postage pre-paid or hand delivered to the plaintiff with the delivery of the file-stamped copy of the petition. It is further certified that a copy of the foregoing will be served with the summons on each defendant named in this action.

Attorney for Plaintiff(s):

JEFFREY JOSEPH BURNS, DOLLAR BURNS & BECKER LC, 1100 MAIN STREET STE 2600, KANSAS CITY, MO 64105

Defendant(s):

SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC.
SKYWAY SYSTEM, INC.

Dated: 14-SEP-2015

Jeffrey A. Eisenbeis
Court Administrator




IN THE 16TH JUDICIAL CIRCUIT COURT, JACKSON COUNTY, MISSOURI

Judge or Division: CHARLES H MCKENZIE	Case Number: 1516-CV19317
Plaintiff/Petitioner: CRYSTAL DOWDELL	Plaintiff's/Petitioner's Attorney/Address: JEFFREY JOSEPH BURNS DOLLAR BURNS & BECKER LC 1100 MAIN STREET STE 2600 KANSAS CITY, MO 64105
Defendant/Respondent: SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC.	Court Address: 415 E 12th KANSAS CITY, MO 64106
Nature of Suit: CC Pers Injury-Vehicular	

(Date File Stamp)

Summons for Personal Service Outside the State of Missouri (Except Attachment Action)

The State of Missouri to: **SKYWAY SYSTEM, INC.**
Alias:
SERVE LEGALZOOM.COM INC.
100 W BROADWAY, SUITE 100
GLENDALE, CA 91210

COURT SEAL OF

JACKSON COUNTY

You are summoned to appear before this court and to file your pleading to the petition, copy of which is attached, and to serve a copy of your pleading upon the attorney for the Plaintiff/Petitioner at the above address all within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to file your pleading, judgment by default will be taken against you for the relief demanded in this action.

14-SEP-2015
Date

Clerk

Further Information:

Officer's or Server's Affidavit of Service

I certify that:

- I am authorized to serve process in civil actions within the state or territory where the above summons was served.
- My official title is _____ of _____ County, _____ (state).
- I have served the above summons by: (check one)
 - ☐ delivering a copy of the summons and a copy of the petition to the Defendant/Respondent.
 - ☐ leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with _____, a person of the Defendant's/Respondent's family over the age of 15 years.
 - ☐ (for service on a corporation) delivering a copy of the summons and a copy of the petition to _____ (name) _____ (title).
 - ☐ other (describe) _____.

Served at _____ (address)
in _____ County, _____ (state), on _____ (date) at _____ (time).

Printed Name of Sheriff or Server

Signature of Sheriff or Server

Subscribed and Sworn To me before this _____ (day) _____ (month) _____ (year)

- I am: (check one)
- ☐ the clerk of the court of which affiant is an officer.
 - ☐ the judge of the court of which affiant is an officer.
 - ☐ authorized to administer oaths in the state in which the affiant served the above summons. (use for out-of-state officer)
 - ☐ authorized to administer oaths. (use for court-appointed server)

(Seal)

Signature and Title

Service Fees, if applicable

Summons \$ _____
Non Est \$ _____
Mileage \$ _____ (_____ miles @ \$ _____ per mile)
Total \$ _____

See the following page for directions to clerk and to officer making return on service of summons.

Directions to Clerk

Personal service outside the State of Missouri is permitted only upon certain conditions set forth in Rule 54. The clerk should insert in the summons the names of only the Defendant/Respondent or Defendants/Respondents who are to be personally served by the officer to whom the summons is delivered. The summons should be signed by the clerk or deputy clerk under the seal of the court and a copy of the summons and a copy of the petition for each Defendant/Respondent should be mailed along with the original summons to the officer who is to make service. The copy of the summons may be a carbon or other copy and should be signed and sealed in the same manner as the original but it is unnecessary to certify that the copy is a true copy. The copy of the motion may be a carbon or other copy and should be securely attached to the copy of the summons but need not be certified a true copy. If the Plaintiff's/Petitioner has no attorney, the Plaintiff's/Petitioner's address and telephone number should be stated in the appropriate square on the summons. This form is not for use in attachment actions. (See Rule 54.06, 54.07 and 54.14)

Directions to Officer Making Return on Service of Summons

A copy of the summons and a copy of the motion must be served on each Defendant/Respondent. If any Defendant/Respondent refuses to receive the copy of the summons and motion when offered, the return shall be prepared accordingly so as to show the offer of the officer to deliver the summons and motion and the Defendant's/Respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and motion to the individual personally or by leaving a copy of the summons and motion at the individual's dwelling house or usual place of abode with some person of the family over 15 years of age, or by delivering a copy of the summons and petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and motion to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and motion to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the Defendant/Respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. Upon a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory of the United States. If served in a territory, substitute the word "territory" for the word "state."

The officer making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must not be made less than ten days nor more than 30 days from the date the Defendant/Respondent is to appear in court. The return should be made promptly and in any event so that it will reach the Missouri Court within 30 days after service.

SUMMONS/GARNISHMENT SERVICE PACKETS ATTORNEY INFORMATION

Under the Missouri e-filing system now utilized by the 16th Judicial Circuit Court, once a case has been accepted for filing, a clerk prepares the necessary documents for service. The summons/garnishment is sent to the attorney by an e-mail containing a link so that the filer may print and deliver the summons/garnishment, pleadings and any other necessary documents to the person designated to serve the documents.

Pursuant to State statutes, Supreme Court Rules and Local Court Rules, attorneys are required to print, attach and serve specific documents with certain types of Petitions and other filings.

Please refer to the Court's website for instructions on how to assemble the service packets at:

16thcircuit.org → Electronic Filing Information → Required Documents for Service – eFiled cases → Summons/Garnishment Service Packet Information.

Please review this information periodically, as revisions are frequently made. Thank you.

Circuit Court of Jackson County



IN THE 16TH JUDICIAL CIRCUIT COURT, JACKSON COUNTY, MISSOURI

Judge or Division: CHARLES H MCKENZIE	Case Number: 1516-CV19317	(Date File Stamp)
Plaintiff/Petitioner: CRYSTAL DOWDELL	Plaintiff's/Petitioner's Attorney/Address JEFFREY JOSEPH BURNS DOLLAR BURNS & BECKER LC 1100 MAIN STREET STE 2600 KANSAS CITY, MO 64105	
Defendant/Respondent: SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC.	Court Address: 415 E 12th KANSAS CITY, MO 64106	
Nature of Suit: CC Pers Injury-Vehicular		

Summons in Civil Case

The State of Missouri to: SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC.

SERVE DIRECTOR OF INSURANCE
301 WEST HIGHT STREET, RM 530
JEFFERSON CITY, MO 65101

COURT SEAL OF



JACKSON COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

14-SEP-2015

Date

Further Information:

Clerk

Sheriff's or Server's Return

Note to serving officer: Summons should be returned to the court within thirty days after the date of issue.

I certify that I have served the above summons by: (check one)

- ☐ delivering a copy of the summons and a copy of the petition to the Defendant/Respondent.
- ☐ leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with _____ a person of the Defendant's/Respondent's family over the age of 15 years.
- ☐ (for service on a corporation) delivering a copy of the summons and a copy of the petition to _____ (name) _____ (title).

☐ other _____.

Served at _____ (address)

in _____ (County/City of St. Louis), MO, on _____ (date) at _____ (time).

Printed Name of Sheriff or Server

Signature of Sheriff or Server

Must be sworn before a notary public if not served by an authorized officer:

(Seal)

Subscribed and sworn to before me on _____ (date).

My commission expires: _____

Date

Notary Public

Sheriff's Fees

Summons \$ _____

Non Est \$ _____

Sheriff's Deputy Salary

Supplemental Surcharge \$ 10.00

Mileage \$ _____ (_____ miles @ \$._____ per mile)

Total \$ _____

A copy of the summons and a copy of the petition must be served on **each** Defendant/Respondent. For methods of service on all classes of suits, see Supreme Court Rule 54.

SUMMONS/GARNISHMENT SERVICE PACKETS ATTORNEY INFORMATION

Under the Missouri e-filing system now utilized by the 16th Judicial Circuit Court, once a case has been accepted for filing, a clerk prepares the necessary documents for service. The summons/garnishment is sent to the attorney by an e-mail containing a link so that the filer may print and deliver the summons/garnishment, pleadings and any other necessary documents to the person designated to serve the documents.

Pursuant to State statutes, Supreme Court Rules and Local Court Rules, attorneys are required to print, attach and serve specific documents with certain types of Petitions and other filings.

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Please review this information periodically, as revisions are frequently made. Thank you.

Circuit Court of Jackson County

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI

CRYSTAL O. DOWDELL AND)	
CHRISTOPHER B. DOWDELL,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 1516-CV19317
)	
SPIRIT COMMERCIAL AUTO)	
RISK RETENTION GROUP, INC.)	
)	
and)	
)	
SKYWAY SYSTEM, INC.,)	
)	
Defendants.)	

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of September, 2015, I mailed Plaintiffs' First Interrogatories to Defendant Spirit Commercial Auto Risk Retention Group, Inc. and Plaintiffs' First Request for Production of Documents to Defendant Spirit Commercial Auto Risk Retention Group, Inc., by U.S. mail, postage prepaid, to the Cole County Sheriff's Department for service on Defendant Spirit Commercial through the Director of Insurance, 301 West High Street, Room 530, Jefferson, City, MO 65101, to be served along with Plaintiffs' Petition.

Respectfully submitted,

DOLLAR, BURNS & BECKER, LC

/s/J.J. Burns
J.J. Burns MO Bar # 64758
1100 Main Street, Suite 2600
Kansas City, Missouri 64105
(816)876-2600
(816) 221-8763 (Fax)
jjb@dollar-law.com

ATTORNEYS FOR PLAINTIFFS



IN THE 16TH JUDICIAL CIRCUIT COURT, JACKSON COUNTY, MISSOURI

Judge or Division: CHARLES H MCKENZIE	Case Number: 1516-CV19317
Plaintiff/Petitioner: CRYSTAL DOWDELL	Plaintiff's/Petitioner's Attorney/Address: JEFFREY JOSEPH BURNS DOLLAR BURNS & BECKER LC 1100 MAIN STREET STE 2600 KANSAS CITY, MO 64105
Defendant/Respondent: SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC.	Court Address: 415 E 12th KANSAS CITY, MO 64106
Nature of Suit: CC Pers Injury-Vehicular	(Date File Stamp)

**Summons for Personal Service Outside the State of Missouri
(Except Attachment Action)**

The State of Missouri to: SKYWAY SYSTEM, INC.
Alias:
SERVE LEGALZOOM.COM INC.
100 W BROADWAY, SUITE 100
GLENDALE, CA 91210

COURT SEAL OF JACKSON COUNTY

You are summoned to appear before this court and to file your pleading to the petition, copy of which is attached, and to serve a copy of your pleading upon the attorney for the Plaintiff/Petitioner at the above address all within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to file your pleading, judgment by default will be taken against you for the relief demanded in this action.

14-SEP-2015
Date

Clerk

Further Information:

Officer's or Server's Affidavit of Service

I certify that:

1. I am authorized to serve process in civil actions within the state or territory where the above summons was served.
2. My official title is _____ of _____ County, _____ (state).
3. I have served the above summons by: (check one)
 - ☐ delivering a copy of the summons and a copy of the petition to the Defendant/Respondent.
 - ☐ leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with _____, a person of the Defendant's/Respondent's family over the age of 15 years.
 - ☐ (for service on a corporation) delivering a copy of the summons and a copy of the petition to _____ (name) _____ (title).
 - ☐ other (describe) _____ (address).

Served at _____ County, _____ (state), on _____ (date) at _____ (time).

Printed Name of Sheriff or Server

Signature of Sheriff or Server

Subscribed and Sworn To me before this _____ (day) _____ (month) _____ (year)

I am: (check one) ☐ the clerk of the court of which affiant is an officer.
☐ the judge of the court of which affiant is an officer.
☐ authorized to administer oaths in the state in which the affiant served the above summons.
☐ authorized to administer oaths. (use for court-appointed server)

(Seal)

Signature and Title

Service Fees, if applicable

Summons \$ _____
 Non Est \$ _____
 Mileage \$ _____ (_____ miles @ \$ _____ per mile)
 Total \$ _____

See the following page for directions to clerk and to officer making return on service of summons.

Attorney or Party without Attorney:
DOLLAR, BURNS & BECKER, LC

1100 MAIN ST, STE 2600
KANSAS CITY, MO 64105

Case No: 516CV19317
Doc. No: 3221509230056

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT STATE OF CALIFORNIA
Court: CIRCUIT County: JACKSON State: MISSOURI
DOWDELL VS SPIRIT COMMERCIAL

AFFIDAVIT OF SERVICE

I certify that ANA K. SOSA
being first duly sworn, deposes and says: That he is a regularly appointed,
qualified deputy Sheriff of the said County of Los Angeles, in the State of
California, and over the age of twenty-one years, not a party to the action
or related to either party, nor an attorney for a party, nor in any way
interested in the within named action, and authorized to serve civil process
SUMMONS FOR PERSONAL SERVICE OUTSIDE THE STATE OF
MISSOURI

On 09/24/15 at 11:23 AM and that he served the same on the defendant and/or
respondent named below, on the date indicated, by delivering to and leaving
with said defendant and/or respondent in the County of Los Angeles, State of
California, personally, a true and correct copy thereof, with all notices and
endorsements thereon, in the manner and the place and time shown below:

1. Name: SKYWAY SYSTEM, INC. RA: LEGALZOOM.COM, INC.
2. Person served and title:
MELISSA BERRY - AUTHORIZED AGENT
3. Person with whom left and title or relationship to person served:
4. Date and time of delivery
11:23 AM
09/24/15
5. Mailing date, type of mail and place of mailing
6. Address, city and state:
100 W BROADWAY STE 100
GLENDALE, CA 91210

() Home (X) Business

7. Manner of Service:

- (X) (Personal Service) by personally delivering true copies to the person, firm or corporation served.
- () With endorsement of name, place of service and official title on copy served.
- () With required notice written or printed on the face of the process served.
- () Affiant showed the original process to the defendant at the time of such service.
- (X) (Identification) was made as to the identify of the person so served was as follows:
- () Photograph of the defendant attached to the process and furnished by the plaintiff herein and made a part of this affidavit.
- (X) Sex: F Race: WHITE Hair: BLONDE Age: 28
Weight: 115 Height: 5 Ft. 6 Ins.
Drivers Lic: Other:
- (X) (Military Service) That at the time of service of process, defendant stated he/she is not in the military service.

8. FEE FOR SERVICE:\$ 40.00

NOTARY:
Deputy ANA K. SOSA
SHERIFF'S OFFICE
300 E. OLIVE, ROOM 104
BURBANK, CA 91502
(818)557-3490

COUNTY CLERK:

TOTAL:\$ 40.00

Jim McDonnell, SHERIFF

By: _____ Deputy Sheriff

State of California
County of Los Angeles

On _____ before me,

(Name & Title of Officer)
personally appeared _____,
who proved to me on the basis of satisfactory evidence to be the person(s)
whose name(s) is/are subscribed to the within instrument and acknowledged
to me that he/she/they executed the same in his/her/their authorized
capacity(ies), and that by his/her/their signature(s) on the instrument
the person(s), or the entity upon behalf of which the person(s) acted,
executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

Attorney or Party without Attorney:
DOLLAR, BURNS & BECKER, LC

1100 MAIN ST, STE 2600
KANSAS CITY, MO 64105

Case No: 516CV19317
Doc. No: 3221509230056

COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT STATE OF CALIFORNIA
Court: CIRCUIT County: JACKSON State: MISSOURI
DOWDELL VS SPIRIT COMMERCIAL

Additional Documents:

PETITION PG1-4
EXHIBIT 1: PETITION FOR DAMAGES FOR PERSONAL INJURY PG1-14
EXHIBIT 2: DEFAULT JUDGMENT AGAINST SKIWAY SYSTEM, INC AND
JOSE ROBERTO ALVAREZ.(2 PAGES)



IN THE 16TH JUDICIAL CIRCUIT COURT, JACKSON COUNTY, MISSOURI

Judge or Division: CHARLES H MCKENZIE	Case Number: 1516-CV19317	2015 SEP 21 2:34 RECEIVED COLE COUNTY SHERIFF'S OFFICE (Date File Stamp)
Plaintiff/Petitioner: CRYSTAL DOWDELL	Plaintiff's/Petitioner's Attorney/Address JEFFREY JOSEPH BURNS DOLLAR BURNS & BECKER LC 1100 MAIN STREET STE 2600 KANSAS CITY, MO 64105	
Defendant/Respondent: SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC.	Court Address: 415 E 12th KANSAS CITY, MO 64106	
Nature of Suit: CC Pers Injury-Vehicular		

Summons in Civil Case

The State of Missouri to: SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP, INC.

SERVE DIRECTOR OF INSURANCE
301 WEST HIGHT STREET, RM 530
JEFFERSON CITY, MO 65101

COURT SEAL OF



JACKSON COUNTY

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14-SEP-2015
Date

Further Information:

[Signature]
Clerk

Sheriff's or Server's Return

Note to serving officer: Summons should be returned to the court within thirty days after the date of issue.

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- ☐ delivering a copy of the summons and a copy of the petition to the Defendant/Respondent.
- ☐ leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with a person of the Defendant's/Respondent's family over the age of 15 years.
- ☒ (for service on a corporation) delivering a copy of the summons and a copy of the petition to K. LANDERS (name) DEB/WEBB (title).

☐ other

Served at 301 W. Hight (address)
in CO (County/City of St. Louis), MO, on 9/21/15 (date) at 1:30 PM (time).
G. Winters Printed Name of Sheriff or Server [Signature] Signature of Sheriff or Server

Must be sworn before a notary public if not served by an authorized officer:

(Seal) Subscribed and sworn to before me on _____ (date).
My commission expires: _____ Date _____ Notary Public

Sheriff's Fees

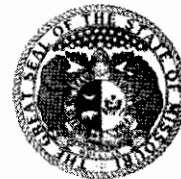
Summons \$ _____
Non Est \$ _____
Sheriff's Deputy Salary
Supplemental Surcharge \$ 10.00
Mileage \$ _____ (_____ miles @ \$_____ per mile)
Total \$ _____

A copy of the summons and a copy of the petition must be served on each Defendant/Respondent. For methods of service on all classes of suits, see Supreme Court Rule 54.

37130
30303

[Signature]

Department of Insurance, Financial Institutions and
Professional Registration



TO: Corporate Secretary (or United States Manager or Last Appointed General Agent) of

SPIRIT COMMERCIAL AUTO RISK RETENTION GROUP INC
9550 E EASTERN AVENUE SUITE 253
LAS VEGAS, NV 89123

RE: Court: Jackson Co. at Kansas City, Case Number: 1516-CV19317

You will take notice that original process in the suit against you, a copy of which is attached hereto and sent to you by certified mail, was duly served upon you at Jefferson City, Missouri, by serving the same on the Director of the Department of Insurance, Financial Institutions and Professional Registration of the state of Missouri, Dated at Jefferson City, Missouri this 29th day of September, 2015.

Director of Insurance, Financial Institutions
and Professional Registration

AFFIDAVIT

State of Missouri,

ss.

County of Cole,

The undersigned Director of the Department of Insurance, Financial Institutions and Professional Registration or the Director's designated agent, hereby makes oath and certifies the original of the above notice to the above addressee was mailed at the United States Post Office in Jefferson City, Missouri on September 30, 2015 by first class certified mail prepaid as provided by section 375.906.5, RSMo. and Supreme Court Rule 54.15

Director, Department of Insurance, Financial Institutions and
Professional Registration

By:

Subscribed and sworn to before me this 30th day of September, 2015

Notary Public

My commission expires:



KATHRYN LATIMER
My Commission Expires
March 4, 2016
Cole County
Commission #12418395

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SPIRIT COMMERCIAL AUTO
RISK RETENTION GROUP INC
9550 E EASTERN AVENUE
SUITE 253
LAS VEGAS, NV 89123

2. Article Number
(Transfer from service label)

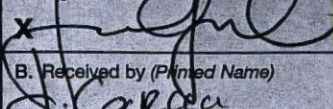
7014 1820 0000 3083 8449

PS Form 3811, July 2013

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature

☐ Agent
☐ Addressee

B. Received by (Printed Name)



C. Date of Delivery

10/15

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail® ☐ Priority Mail Express™
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes